

TOWN OF CLINTON

INCORPORATED APRIL 5, 1865

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September 15, 2016

Honorable Tom Wheeler, Chairman
Federal Communications Commission
445 Twelfth Street SW
Washington, DC 20554

RE: Ex Parte Notice. In the Matter of Special Access for Price Cap Local Exchange Carriers; AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local Exchange Carrier Rates for Interstate Special Access Service. WC Docket No. 05-25, RM-10593.

Dear Chairman Wheeler,

I write concerning an action the FCC is taking that impact our region. The FCC is considering regulation concerning how to regulate the broadband market as referenced above. Citizens in my community of Clinton rely heavily on broadband to conduct business as well as their daily lives.

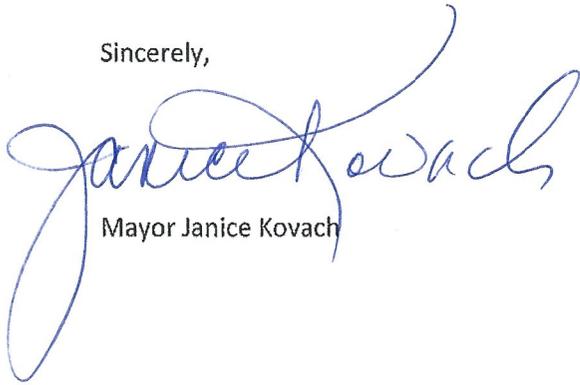
In working on this regulation, the FCC is relying on flawed data to conclude that competition is lacking. A report prepared for the commission for this rulemaking severely underestimated cable providers' ability to provide true business data services. Cable providers have recently completed a study that more accurately reflects their footprint and the extent of competition. This data is certainly preferable as it creates a more accurate picture of the marketplace. This is important because we don't want our broadband providers improperly regulated. This would result in a decrease in investment and job creation.

I believe that the commission's rulemaking must be based on solid facts. As a result, I request that you urge the FCC to use more accurate data in its attempt to regulate and increase competition in the business data services market. It is important that the FCC take its time to get to accurate conclusions. We need to create an environment where competition continues to grow. We need that in our region of the state, not a rush to judgement that could decrease our broadband potential.

As mayor, we want to see investment in broadband, as it would provide significant assistance to our constituents and businesses. We in northwestern New Jersey would like to see the FCC encourage investment, not rush to enact a rule that could hurt our region.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink, appearing to read "Janice Kovach". The signature is fluid and cursive, with a large loop at the end of the last name.

Mayor Janice Kovach

c: Commissioner Jessica Rosenworcel

Commissioner Mignon Clyburn

Commissioner Ajit Pai

Commissioner Michael O'Rielly